BEFORE THE GEORGIA GOVERNMENT TRANSPARENCY AND CAMPAIGN FINANCE COMMISSION STATE OF GEORGIA

IN THE MATTER OF * CASE NO.

...

DEVIN PANDY * **22-0087-C**

CONSENT ORDER

This matter comes before the Georgia Government Transparency and Campaign Finance Commission ("Commission") pursuant to a Complaint filed by the Commission on May 27, 2022. Now, prior to an administrative hearing on this matter, Devin Pandy ("Respondent") and the Commission agree to resolve the above-styled matter by a Consent Order under the terms and conditions described herein.

Findings of Fact

Respondent sought election to the Georgia House of Representatives during the 2022 election cycle. He qualified to run as a candidate on March 10, 2022, and later filed his Declaration of Intention to Accept Campaign Contributions on March 21, 2022. Respondent was thus subject to the rules and regulations of the Commission during the election cycle.

As a candidate for the General Assembly, Respondent was required to file a Personal Financial Disclosure Statement ("PFDS") for the preceding calendar year within fifteen days following the date he qualified as a candidate. See O.C.G.A. § 21-5-50(a)(1). In this matter, Respondent failed to file his PFDS within the required time-period.

Respondent has been cooperative with Commission staff and immediately filed his PFDS upon service of this complaint. He is otherwise compliant with the Campaign Finance Act.

Conclusions of Law

1. Respondent violated O.C.G.A. § 21-5-50(a)(1) by failing to file his PFDS within fifteen days of qualifying as a candidate.

Agreement

In resolving this matter, Respondent hereby agrees to the following:

Respondent agrees to pay to the Commission a late fee in the amount of \$125.00 and a civil penalty in the amount of \$125.00 for violating the Georgia Government Transparency and Campaign Finance Act. The total amount of \$250.00 shall be paid to the Georgia Government Transparency and Campaign Finance Commission within thirty (30) days of this order being finalized.

Respondent represents that the foregoing findings of facts are true, agrees with the conclusions of law,

and further agrees to abide by all terms of this Order. By signing this Order, Respondent, waives any right to appeal pursuant to the procedures outlined in the Administrative Procedures Act (APA), O.C.G.A. § 50-13-1 et. seq.

Failure to comply with the terms herein, absent a showing of good faith, will constitute a willful and knowing violation of said terms by Respondent. Respondent's failure to comply with said terms shall constitute a breach of this agreement and thereby authorize the Commission to seek enforcement action against the Respondent in Superior Court. The parties agree that all costs and attorneys' fees incurred by the Commission in any enforcement action shall be assessed against Respondent pursuant to O.C.G.A. § 21-5-6(b)(14)(C).

The Commission adopts the foregoing findings of fact and conclusions of law and orders the implementation of the terms of this Consent Order.

Order Prepared and Presented by:

Timothy Baywal Staff Attorney

Georgia State Bar No.: 460743

Devin Pandy Respondent

SO ORDERED this ______ day of _____ March

Georgia Government Transparency and Campaign Finance Commission

BY: